

# **EXHIBIT A**

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Location : Fort Bend Help

**REGISTER OF ACTIONS****CASE NO. 23-DCV-306138****Manuel Cardenas, Individually and as Next Friend of X.X. and XY.X.,  
Minors v. Amuel Trucking LLC and Amanuel Tamrat**§  
§  
§  
§  
§Case Type: **Injury or Damage Involving  
Motor Vehicle**  
Date Filed: **07/18/2023**  
Location: **268th District Court****PARTY INFORMATION**

		Attorneys
<b>Defendant or Respondent</b>	<b>Amuel Trucking LLC</b> Harrisonburg, VA 22802	
<b>Defendant or Respondent</b>	<b>Tamrat, Amanuel</b> Fairfx, VA 20391	
<b>Plaintiff or Petitioner</b>	<b>Cardenas, Manuel</b>	<b>Ryan Jon Browne</b> <i>Retained</i> 214-526-7900(W)
<b>Plaintiff/Minor</b>	<b>Manuel Cardenas as Next Friend of X.X</b>	<b>Ryan Jon Browne</b> <i>Retained</i> 214-526-7900(W)
<b>Plaintiff/Minor</b>	<b>Manuel Cardenas as Next Friend of XY. X.</b>	<b>Ryan Jon Browne</b> <i>Retained</i> 214-526-7900(W)

**EVENTS & ORDERS OF THE COURT**

		OTHER EVENTS AND HEARINGS
07/18/2023	<b>Petition</b>	<b>Index # 1</b> <i>Plaintiff's Original Petition</i>
07/18/2023	<b>Request</b>	<b>Index # 2</b> <i>Request for Process</i>
07/18/2023	<b>Jury Demand</b>	<b>Index # 3</b>
07/27/2023	<b>Request</b>	<b>Index # 4</b> <i>Cover Letter Additional Fees</i>
07/28/2023	<b>Issuance</b>	<b>Index # 5</b> <i>Citation Issued to Amanuel Tamrat</i>
07/28/2023	<b>Citation</b>	<i>e-service</i> Tamrat, Amanuel Unservd
07/28/2023	<b>Issuance</b>	<b>Index # 6</b> <i>Citation Issued to Amuel Trucking LLC</i>
07/28/2023	<b>Citation</b>	<i>e-service</i> Amuel Trucking LLC Unservd

**FINANCIAL INFORMATION**

	<b>Plaintiff or Petitioner</b>	Cardenas, Manuel	
	Total Financial Assessment		384.00
	Total Payments and Credits		384.00
	<b>Balance Due as of 08/06/2023</b>		<b>0.00</b>
07/18/2023	Transaction Assessment		380.00
07/18/2023	E-filing	Receipt # 2023-26946-DCLK	Cardenas, Manuel (243.00)
07/18/2023	State Credit		(137.00)
07/27/2023	Transaction Assessment		4.00
07/27/2023	E-filing	Receipt # 2023-28601-DCLK	Cardenas, Manuel (4.00)
07/28/2023	Transaction Assessment		12.00

CAUSE NO. 23-DCV-306138

MANUEL CARDENAS,  
INDIVIDUALLY AND AS NEXT  
FRIEND OF X.X. AND XY.X., MINORS

IN THE DISTRICT COURT

Fort Bend County - 268th Judicial District Court

\_\_\_\_ JUDICIAL DISTRICT

V.

AMUEL TRUCKING LLC AND  
AMANUEL TAMRAT

FORT BEND COUNTY, TEXAS

## PLAINTIFF'S ORIGINAL PETITION

Plaintiff Manuel Cardenas, Individually and as Next Friend of X.X. and XY.X., Minors ("Plaintiff") files this Original Petition complaining of Defendants Amuel Trucking LLC and Amanuel Tamrat ("Defendants") and for cause of action states the following:

## DISCOVERY CONTROL PLAN

1. Pursuant to Rules 190.1 and 190.3 of the Texas Rules of Civil Procedure, Plaintiff states that discovery in this cause is intended to be conducted under Level 3.

**JURY DEMAND**

2. Pursuant to Rules 216 and 217 of the Texas Rules of Civil Procedure, Plaintiff requests a jury trial of this matter. Accordingly, Plaintiff tenders the proper jury fee with the filing of Plaintiff's Original Petition.

## PARTIES

3. Plaintiff Manuel Cardenas is an individual residing in Harris County, Texas. Plaintiff Manuel Cardenas is the natural father of Minors X.X. and XY.X., and appears herein Individually and as a Next Friend and Legal Guardian of X.X. and XY.X.
4. Defendant Amuel Trucking LLC is a non-resident foreign entity that is doing business in the State of Texas; a current search of records from the Texas Secretary of State (a) does not reveal the correct corporate entity name, (b) does not reflect a regular place of business

in Texas, and (c) does not designate an agent for service of process. This non-resident entity is doing business in the State of Texas, therefore pursuant to CPRC § 17.044 service of process may be accomplished by service on the Secretary of State, Citations Unit, 1019 Brazos, Room 105, Austin, Travis County, 78701, who will accomplish service upon Defendant Amuel Trucking LLC by mailing a copy of the citation and petition to the Defendant by registered mail or certified mail return receipt requested to its President, Amanuel Tamrat at 1010 Woodbury Circle, Apt. 302, Harrisonburg, VA 22802.

5. Defendant Amanuel Tamrat is a nonresident. A current search of records indicates that he resides at [REDACTED] and may be served by delivering a copy of the citation directed to Defendant and this petition, by and through his substituted agent for service of process, J. Bruce Bugg, Jr., Chairman, Texas Transportation Commission, 125 E. 11th Street, Austin, Texas 78701, pursuant to Tex.Civ. Prac. & Rem. Code § 17.062.

#### **VENUE AND JURISDICTION**

6. Venue is proper in this Court by virtue of Tex. Civ. Prac. & Rem. Code §15.002(a). Furthermore, this Court has jurisdiction in that the damages being sought are within the jurisdictional limits of this Court.

#### **FACTS**

7. This lawsuit is based on a motor vehicular collision occurring on or about January 7, 2023 at the Northbound lanes of U.S. Highway 59 in Fort Bend, Texas (hereinafter referred to as "The Collision").
8. The Collision was proximately caused by the negligence and / or negligence *per se* of Defendants.

9. Defendant Amanuel Tamrat was working in the course and scope of his employment for Defendant Amuel Trucking LLC. As a result of the collision, Plaintiff suffered serious, severe, and life altering injuries and damages.

### **CAUSES OF ACTION**

#### **Negligence, Negligence *Per Se*, and/or *Respondeat Superior***

10. At the time of The Collision, Defendants were negligent and / or negligent *per se* in one or more of the following particulars:
- a. In failing to keep such a lookout as a person of ordinary prudence would have kept under the same or similar circumstances;
  - b. In failing to timely apply the brakes of the vehicle in order to avoid the collision in question;
  - c. In driving a vehicle at a rate of speed which was greater than that which an ordinarily prudent person would have driven under the same or similar circumstances;
  - d. In failing to yield the right-of-way;
  - e. In failing to maintain the vehicle under control;
  - f. In following too closely;
  - g. In disregarding traffic signals;
  - h. In failing to take proper evasive action;
  - i. In driving while inattentive;
  - j. In driving while looking at Defendant's cell phone, texting, emailing, or otherwise using a cellular device which diverted Defendant's attention from the road in front of Defendant; and
  - k. In violating Texas Transportation Code Section 545.4251 (use of portable wireless communication device for electronic messaging).
11. At the time of The Collision, Defendant Amanuel Tamrat was acting in the course and scope of his employment with Defendant Amuel Trucking LLC. As a result, Defendant Amuel Trucking LLC is legally liable for the acts and omissions of negligence of Defendant Amanuel Tamrat under the doctrine of *respondeat superior*.
12. Defendant Amuel Trucking LLC was negligent in hiring Defendant Amanuel Tamrat as a driver and negligent in allowing him to continue driving vehicles for them when they reasonably should have known that it was unsafe to do so. It was also negligent in its

training of Defendant Amanuel Tamrat and its operation of its company vehicle system. Such negligence, singularity or in combination with others, proximately caused The Collision.

13. Each of the foregoing acts or omissions, singularly or in combination with others, constituted negligence and/or negligence *per se* which proximately caused The Collision and Plaintiff, X.X. and XY.X.'s injuries and damages.

### **PERSONAL INJURIES AND DAMAGES**

14. As a result of Defendants' negligent actions, Manuel Cardenas suffered personal injuries. Consequently, Manuel Cardenas seeks recovery of the following damages:

- a. Medical Expenses: Manuel Cardenas incurred bodily injuries, which were caused by The Collision and Manuel Cardenas incurred medical expenses for treatment of such injuries. Manuel Cardenas believes that, in reasonable medical probability such injuries will require the need for future medical care.
- b. Physical Pain: Manuel Cardenas endured physical pain as a result of the personal injuries sustained in The Collision and reasonably anticipates such pain will continue in the future.
- c. Mental Anguish: Manuel Cardenas endured mental anguish as a result of the personal injuries sustained in The Collision and reasonably anticipates such mental anguish will continue in the future.
- d. Disfigurement: Manuel Cardenas endured disfigurement as a result of the personal injuries sustained in The Collision and reasonably anticipates such disfigurement will continue in the future.
- e. Impairment: Manuel Cardenas endured physical impairment as a result of the personal injuries sustained in The Collision and reasonably anticipates such impairment will continue in the future.
- f. Loss of Earning Capacity: Manuel Cardenas lost wages as a result of the personal injuries sustained in The Collision. Manuel Cardenas reasonably believes that such injuries will diminish Plaintiff's earning capacity in the future.

15. As a result of Defendants' negligent actions, X.X. and XY.X. suffered personal injuries. Consequently, Manuel Cardenas, as Next Friend and Legal Guardian of X.X. and XY.X. seeks recovery of the following damages:

- a. Medical Expenses: X.X. and XY.X. incurred bodily injuries, which were caused by The Collision and Manuel Cardenas incurred medical expenses for treatment of such injuries. Manuel Cardenas believes that, in reasonable medical probability such injuries will require the need for future medical care.
- b. Physical Pain: X.X. and XY.X. endured physical pain as a result of the personal injuries sustained in The Collision and Manuel Cardenas reasonably anticipates such pain will continue in the future.
- c. Mental Anguish: X.X. and XY.X. endured mental anguish as a result of the personal injuries sustained in The Collision and Manuel Cardenas reasonably anticipates such mental anguish will continue in the future.
- d. Disfigurement: X.X. and XY.X. endured disfigurement as a result of the personal injuries sustained in The Collision and Manuel Cardenas reasonably anticipates such disfigurement will continue in the future.
- e. Impairment: X.X. and XY.X. endured physical impairment as a result of the personal injuries sustained in The Collision and Manuel Cardenas reasonably anticipates such impairment will continue in the future.

#### **AGGRAVATION**

16. In the alternative, if it be shown that the Plaintiff, X.X. or XY.X. suffered from any pre-existing injury, disease and/or condition at the time of the incident made the basis of the lawsuit, then such injury, disease and/or condition was aggravated and/or exacerbated by the negligence of the Defendants.

#### **PROPERTY DAMAGE**

17. As a proximate result of the above-detailed conduct on the part of the Defendants, the vehicle Plaintiff was in at the time of the collision was damaged in an amount in excess of

the jurisdictional limits of this Court, for which the Defendants are hereby sued and recovery is sought.

**U.S. LIFE TABLES**

18. Notice is hereby given to the Defendants that Plaintiff intends to use the U. S. Life Tables as published by the Department of Health and Human Services - National Vital Statistics Report in the trial of this matter. Plaintiff requests that this Honorable Court take judicial notice of those rules, regulations, and statutes of the United States and the State of Texas, pursuant to Texas Rule of Evidence 201 and 1005.

**RELIEF SOUGHT**

19. Pursuant to Texas Rules of Civil Procedure 193.7, notice is hereby given of the intention to use any of the documents exchanged and/or produced between any party during the trial of this case. All conditions precedent to Plaintiff's right to recover the relief sought herein have occurred or have been performed.
20. As required by Rule 47(b), Texas Rules of Civil Procedure, Plaintiff states that the damages sought are in an amount within the jurisdictional limits of this Court. As required by Rule 47(c), Texas Rules of Civil Procedure, Plaintiff states that Plaintiff seeks monetary relief in excess of \$1,000,000. As discovery takes place and testimony is given, Plaintiff will be in a better position to give the maximum amount of damages sought.
21. Plaintiff requests that Defendants be cited to appear and answer, and that this case be tried after which Plaintiff recover:
- a. Judgment against Defendants for a sum within the jurisdictional limits of this Court for the damages set forth herein;
  - b. Pre-judgment interest at the maximum amount allowed by law;
  - c. Post-judgment interest at the maximum rate allowed by law;
  - d. Costs of suit; and
  - e. Such other and further relief to which Plaintiff may be justly entitled.



Respectfully submitted,

/s/ Ryan J Browne

**Ryan J Browne**

State Bar No. 00796262

E-mail: ryan@reyeslaw.com

**Alex Ivanov**

State Bar No. 24122529

E-mail: alex@reyeslaw.com

**REYES BROWNE LAW**

8222 Douglas Avenue, Suite 400

Dallas, TX 75225

(214) 526-7900 Telephone

(214) 526-7910 Facsimile

**ATTORNEYS FOR PLAINTIFFS**



**BEVERLEY MCGREW WALKER**  
**Fort Bend County District Clerk**  
**301 Jackson Street, Room 101**  
**Richmond, TX 77469**

**Beverley McGrew Walker**  
District Clerk  
Fort Bend County, Texas  
Estefani Gonzalez

Telephone: (281) 341-4509  
Fax: (281) 341-4519

## REQUEST FOR PROCESS

All sections must be completed for processing this request.

**Section 1:**

Cause No. 23-DCV-306138

Fort Bend County - 268th Judicial District Court

STYLE: \_\_\_\_\_ VS \_\_\_\_\_

**Section 2:**

**Check Process Type:**

- |   |   |
|---|---|
| <input type="checkbox"/> Citation   | <input type="checkbox"/> Precept to Serve / Notice of Hearing       |
| <input type="checkbox"/> Citation by Posting  | <input type="checkbox"/> Citation by Commissioner of Insurance      |
| <input type="checkbox"/> Temporary Restraining Order  | <input type="checkbox"/> Notice of Registration of Foreign Judgment |
| <input type="checkbox"/> Citation by Secretary of State   | <input type="checkbox"/> Writ of _____                              |
| <input type="checkbox"/> Application for Protective Order / Temporary (Ex Parte) Protective Order |   |
| <input type="checkbox"/> Citation by Publication*:  |   |
| <input type="checkbox"/> <b>Daily:</b> Fort Bend Herald   | <input type="checkbox"/> <b>Once a Week:</b> Fort Bend Independent  |
| <input type="checkbox"/> <b>Other:</b> _____  |   |

\* In Accordance with the Fort Bend County Term Contract for Newspaper Publication of Legal Notices

☐ Other \_\_\_\_\_

☐ TCPRC 17.032 Citation by Publication (*Citation will be posted by the District Clerk's Office on the Office of Court Administration website*)

**REQUEST FOR ISSUANCE OF SUBPOENA MUST BE SUBMITTED ON A  
SUBPOENA APPLICATION FORM**

**Section 3:**

**Title of Document/Pleading to be attached for service:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**Section 4: PARTIES TO BE SERVED** (Please type or print):

1. Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

2. Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

3. Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

4. Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**Section 5****Check Service Type – Additional Fees Apply:**

- ☐ Fort Bend County – Constable\*      ☐ District Clerk Service\*\*  
☐ Fort Bend County – Sheriff\*      ☐ Certified Mail  
☐ Registered Mail (Out of Country)      ☐ Not Applicable – See Section 7

\* Fort Bend County Constable and Sheriff will only serve within their jurisdiction.\*\* Fort Bend County District Clerk's Office will only conduct service on Citation by Publications posted on the Office of Court Administration website.**Section 6 (ONLY if Section 7 does not apply)****Please Note: Our office will use the e-Service email address registered with the Texas State Bar.****Attorney Name:** \_\_\_\_\_

Address: \_\_\_\_\_

Street/P.O. Box

City

State

Zip

Telephone No. \_\_\_\_\_ Bar No. \_\_\_\_\_

**Section 7 (ONLY if Section 6 does not apply)****Pro-Se Name:** \_\_\_\_\_

Address: \_\_\_\_\_

Street/P.O. Box

City

State

Zip

Telephone No. \_\_\_\_\_ Email Address \_\_\_\_\_

**Pro-se Service Only:**

- ☐ e-Service\*      ☐ Mail to Pro-se Party\*      ☐ Hold for Pick up

\*Service will be mailed/emailed directly to pro-se party requesting issuance.

## REYES | BROWNE

8222 Douglas Avenue, SUITE 400

DALLAS, TEXAS 75225

**www.ReyesLaw.com**

214.526.7900 T

877.308.7900 T

214.526.7910 F

**RE:**

ATTN: STEPHANIE

Pursuant to our telephone conversation this date, I am hereby paying an additional \$4 for citation issuance fee as instructed in the above referenced case.

Please issue citation and e-serve and/or email to AllianceTexas@hotmail.com. Feel free to contact Christian Barragan-Boyne with any questions.

Thank you for your attention in this matter.

Sincerely,

/s/ Ryan J. Browne

Ryan J. Browne SBN00796262

ryan@reyeslaw.com

REYES BROWNE LAW

8222 Douglas Ave., Ste. 400 Dallas,  
TX 75225

214-526-7900 / 214-526-7910 (fax)

ATTORNEYS FOR PLAINTIFF

**SERVICE FEE NOT COLLECTED  
BY DISTRICT CLERK**

**THE STATE OF TEXAS  
NONRESIDENT  
CITATION**

**TO: AMANUEL TAMRAT, WHO MAY BE SERVED BY SERVING  
C/O CHAIRMAN OF THE TRANSPORTATION COMMISSION  
125 E. 11<sup>TH</sup> STREET  
AUSTIN TX 78701  
WHO WILL THEN FORWARD TO THE DEFENDANT AT  
0308 REGENCY STATION DRIVE  
FAIRFX VA 20391**

**NOTICE:**

You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on Monday next following the expiration of twenty days after you were served this citation and **PLAINTIFF'S ORIGINAL PETITION** filed on **July 18, 2023**, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at [TexasLawHelp.org](https://www.texaslawhelp.org).

The case is presently pending before the **268TH JUDICIAL DISTRICT COURT** of Fort Bend County sitting in Richmond, Texas. It bears cause number **23-DCV-306138** and is styled:

**MANUEL CARDENAS, INDIVIDUALLY AND AS NEXT FRIEND OF X.X. AND XY.X., MINORS V. AMUEL TRUCKING LLC AND AMANUEL TAMRAT**

The name and address of the attorney for **PLAINTIFF(S)** is:

**RYAN JON BROWNE  
REYES BROWNE LAW  
8222 DOUGLAS AVENUE SUITE 400  
DALLAS TX 75225  
214-526-7900**

The nature of the demands of said **PLAINTIFF(S)** is shown by a true and correct copy of the **PLAINTIFF'S ORIGINAL PETITION** accompanying this citation and made a part hereof.

If this Citation is not served, it shall be returned unserved. Issued under my hand and seal of said Court, at Richmond, Texas, **on this the 28th day of July, 2023.**

**BEVERLEY MCGREW WALKER, DISTRICT CLERK  
FORT BEND COUNTY, TEXAS**

Physical Address:

1422 Eugene Heimann Circle, Room 31004  
Richmond, Texas 77469

Mailing Address:

301 Jackson Street, Room 101  
Richmond, Texas 77469

By: 

Deputy District Clerk ESTEFANI GONZALES  
Telephone: (281) 344-3959



23-DCV-306138

268th Judicial District Court

Manuel Cardenas, Individually and as Next Friend of X.X. and XY.X., Minors v. Amuel Trucking LLC and Amanuel Tamrat

**OFFICER'S OR AUTHORIZED PERSON'S RETURN**

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M. Executed at \_\_\_\_\_, within the County of \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M. on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, by delivering to the within named \_\_\_\_\_, in person, a true copy of this citation together with the accompanying copy of the petition, having first attached such copy of such petition to such copy of citation and endorsed on such copy of citation the date of delivery.

Total fee for serving \_\_\_\_ citation at \$80.00 each \$ \_\_\_\_\_

\_\_\_\_\_  
Name of Officer or Authorized Person

\_\_\_\_\_  
County, Texas

By: \_\_\_\_\_  
Signature of Deputy or Authorized Person

\*State day and hour and place of serving each person.

**COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.**

In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign the return. The signature is not required to be verified. If the return is signed by a person other than a sheriff, constable, or the clerk of the court, the return shall be signed under penalty of perjury and contain the following statement:

"My name is \_\_\_\_\_,  
(First, Middle, Last)

my date of birth is \_\_\_\_\_, and my address is \_\_\_\_\_  
(Street, City, Zip)

\_\_\_\_\_."

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in \_\_\_\_\_ County, State of \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Declarant / Authorized Process Server

\_\_\_\_\_  
(Id # & expiration of certification)

**ORIGINAL**

Citation issued to Amanuel Tamrat on 7/28/2023.

**SERVICE FEE NOT COLLECTED  
BY DISTRICT CLERK**

**THE STATE OF TEXAS  
NONRESIDENT  
CITATION**

**TO: AMANUEL TAMRAT, WHO MAY BE SERVED BY SERVING  
C/O CHAIRMAN OF THE TRANSPORTATION COMMISSION  
125 E. 11<sup>TH</sup> STREET  
AUSTIN TX 78701  
WHO WILL THEN FORWARD TO THE DEFENDANT AT  
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**MANUEL CARDENAS, INDIVIDUALLY AND AS NEXT FRIEND OF X.X. AND XY.X., MINORS V. AMUEL TRUCKING LLC AND AMANUEL TAMRAT**

The name and address of the attorney for **PLAINTIFF(S)** is:

**RYAN JON BROWNE  
REYES BROWNE LAW  
8222 DOUGLAS AVENUE SUITE 400  
DALLAS TX 75225  
214-526-7900**

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FORT BEND COUNTY, TEXAS**

Physical Address:

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Richmond, Texas 77469

Mailing Address:

301 Jackson Street, Room 101  
Richmond, Texas 77469

By: 

Deputy District Clerk ESTEFANI GONZALEZ  
Telephone: (281) 344-3959



**SERVICE**

23-DCV-306138

268th Judicial District Court

Manuel Cardenas, Individually and as Next Friend of X.X. and XY.X., Minors v. Amuel Trucking LLC and Amanuel Tamrat

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Total fee for serving \_\_\_\_ citation at \$80.00 each \$ \_\_\_\_\_

\_\_\_\_\_  
Name of Officer or Authorized Person

\_\_\_\_\_  
County, Texas

By: \_\_\_\_\_  
Signature of Deputy or Authorized Person

\*State day and hour and place of serving each person.

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(First, Middle, Last)

my date of birth is \_\_\_\_\_, and my address is \_\_\_\_\_  
(Street, City, Zip)

\_\_\_\_\_."

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in \_\_\_\_\_ County, State of \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Declarant / Authorized Process Server

\_\_\_\_\_  
(Id # & expiration of certification)

**SERVICE**



**SERVICE FEE NOT COLLECTED  
BY DISTRICT CLERK**

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REYES BROWNE LAW  
8222 DOUGLAS AVENUE SUITE 400  
DALLAS TX 75225  
214-526-7900**

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**BEVERLEY MCGREW WALKER, DISTRICT CLERK  
FORT BEND COUNTY, TEXAS**

Physical Address:

1422 Eugene Heimann Circle, Room 31004  
Richmond, Texas 77469

Mailing Address:

301 Jackson Street, Room 101  
Richmond, Texas 77469

By: 

Deputy District Clerk Estefani Gonzalez  
Telephone: (281) 344-3959



**SERVICE**

23-DCV-306138

268th Judicial District Court

Manuel Cardenas, Individually and as Next Friend of X.X. and XY.X., Minors v. Amuel Trucking LLC and Amanuel Tamrat

SECRETARY OF STATE

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M. Executed at \_\_\_\_\_, within the County of \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M. on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, by delivering to the within named \_\_\_\_\_, in person, a true copy of this citation together with the accompanying copy of the petition, having first attached such copy of such petition to such copy of citation and endorsed on such copy of citation the date of delivery.

Total fee for serving \_\_\_\_ citation at \$80.00 each \$\_\_\_\_\_

\_\_\_\_\_  
Name of Officer or Authorized Person

\_\_\_\_\_  
County, Texas

By: \_\_\_\_\_  
Signature of Deputy or Authorized Person

\*State day and hour and place of serving each person.

**COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.**

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(Street, City, Zip)

\_\_\_\_\_."

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in \_\_\_\_\_ County, State of \_\_\_\_\_, on the \_\_\_\_\_  
day of \_\_\_\_\_.

\_\_\_\_\_  
Declarant / Authorized Process Server

\_\_\_\_\_  
(Id # & expiration of certification)

344-

**SERVICE FEE NOT COLLECTED  
BY DISTRICT CLERK**

**THE STATE OF TEXAS  
NONRESIDENT  
CITATION**

**TO: AMUEL TRUCKING LLC , WHO MAY BE SERVED BY SERVING  
THE SECRETARY OF STATE AT  
P.O. BOX 12079  
AUSTIN TX 78711  
WHO WILL THEN FORWARD TO THE DEFENDANT AT  
PRESIDENT AMANUEL TAMRAT  
1010 WOODBURY CIRCLE APT 302  
HARRISONBURG VA 22802**

**NOTICE:**

You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on Monday next following the expiration of twenty days after you were served this citation and **PLAINTIFF'S ORIGINAL PETITION** filed on **July 18, 2023**, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at [TexasLawHelp.org](https://www.texaslawhelp.org).

The case is presently pending before the **268TH JUDICIAL DISTRICT COURT** of Fort Bend County sitting in Richmond, Texas. It bears cause number **23-DCV-306138** and is styled:

**MANUEL CARDENAS, INDIVIDUALLY AND AS NEXT FRIEND OF X.X. AND XY.X., MINORS V. AMUEL TRUCKING LLC AND AMANUEL TAMRAT**

The name and address of the attorney for **PLAINTIFF(S)** is:

**RYAN JON BROWNE  
REYES BROWNE LAW  
8222 DOUGLAS AVENUE SUITE 400  
DALLAS TX 75225  
214-526-7900**

The nature of the demands of said **PLAINTIFF(S)** is shown by a true and correct copy of the **PLAINTIFF'S ORIGINAL PETITION** accompanying this citation and made a part hereof.

If this Citation is not served, it shall be returned unserved. Issued under my hand and seal of said Court, at Richmond, Texas, **on this the 28th day of July, 2023.**

**BEVERLEY MCGREW WALKER, DISTRICT CLERK  
FORT BEND COUNTY, TEXAS**

Physical Address:

1422 Eugene Heimann Circle, Room 31004  
Richmond, Texas 77469

Mailing Address:

301 Jackson Street, Room 101  
Richmond, Texas 77469

By: 

**Deputy District Clerk ESTEFANI GONZALES**  
Telephone: (281) 344-3959



23-DCV-306138

268th Judicial District Court

Manuel Cardenas, Individually and as Next Friend of X.X. and XY.X., Minors v. Amuel Trucking LLC and Amanuel Tamrat

**OFFICER'S OR AUTHORIZED PERSON'S RETURN**

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M. Executed at \_\_\_\_\_, within the County of \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M. on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, by delivering to the within named \_\_\_\_\_, in person, a true copy of this citation together with the accompanying copy of the petition, having first attached such copy of such petition to such copy of citation and endorsed on such copy of citation the date of delivery.

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\_\_\_\_\_  
Declarant / Authorized Process Server

\_\_\_\_\_  
(Id # & expiration of certification)

**ORIGINAL**

Citation issued to Amuel Trucking LLC on 7/28/2023.

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BY DISTRICT CLERK**

**THE STATE OF TEXAS  
NONRESIDENT  
CITATION**

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FORT BEND COUNTY, TEXAS**

Physical Address:

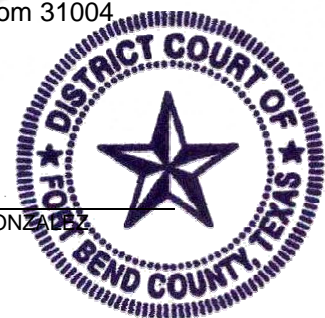
1422 Eugene Heimann Circle, Room 31004  
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**SERVICE**

23-DCV-306138

268th Judicial District Court

Manuel Cardenas, Individually and as Next Friend of X.X. and XY.X., Minors v. Amuel Trucking LLC and Amanuel Tamrat

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23-DCV-306138

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## SECRETARY OF STATE

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**CAUSE NO. 23-DCV-306138**

**MANUEL CARDENAS,  
INDIVIDUALLY and A/N/F  
of X.X. and XY.X, MINORS**

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**IN THE DISTRICT COURT****V.****FORT BEND COUNTY, TEXAS**

**AMUEL TRUCKING LLC and  
AMANUEL TAMRAT**

**268<sup>TH</sup> JUDICIAL DISTRICT****DEFENDANTS' ORIGINAL ANSWER**

TO THE HONORABLE JUDGE OF SAID COURT:

COME NOW **AMUEL TRUCKING LLC and AMANUEL TAMRAT**, Defendants named in the above entitled and numbered cause, and files this their Original Answer, and for same would respectfully show unto the Court as follows:

**I.  
GENERAL DENIAL**

Defendants deny each and every, all and singular, the material allegations contained within Plaintiff's pleadings and demands strict proof thereof.

**II.  
AFFIRMATIVE DEFENSE**

Defendants assert the affirmative defense of contributory negligence as to the claims of Plaintiff, Manuel Cardenas, Individually, and would show that Plaintiff, Manuel Cardenas, Individually, is barred from recovery because his proportionate responsibility for causing or contributing to cause the harm for which recovery of damages is sought is greater than 50 percent.

**III.  
JURY DEMAND**

In accordance with Rule 216 of the Texas Rules of Civil Procedure, Defendants demand a trial by jury. Simultaneously with the filing of this demand, a jury fee is being paid on behalf of Defendants.

WHEREFORE, PREMISES CONSIDERED, Defendants **AMUEL TRUCKING LLC** and **AMANUEL TAMRAT** pray that the Plaintiff take nothing by this suit, that Defendants go hence with its costs without delay, and for such other and further relief, both general and special, at law and in equity, to which Defendants may show themselves justly entitled.

Respectfully submitted,

**FEE, SMITH & SHARP, L.L.P.**



---

**BRIAN G. CANO**

State Bar No. 24045613

**KYLE J. MOORE**

State Bar No. 24117775

2777 Allen Parkway, Suite 800

Houston, Texas 77019

(713) 362-8300

(713) 362-8302 [Fax]

[bcano@feesmith.com](mailto:bcano@feesmith.com)

[kmoore@feesmith.com](mailto:kmoore@feesmith.com)

**ATTORNEYS FOR DEFENDANTS**

**AMUEL TRUCKING LLC and AMANUEL TAMRAT**

**CERTIFICATE OF SERVICE**

THIS WILL CERTIFY that a true and correct copy of the foregoing instrument has been served to all attorneys of record in this cause of action on the 7<sup>th</sup> day of August, 2023.



---

**BRIAN G. CANO**

**Automated Certificate of eService**

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Wendy Bennett on behalf of Brian Cano  
 Bar No. 24045613  
 wbennett@feesmith.com  
 Envelope ID: 78245647  
 Filing Code Description: Answer/Response  
 Filing Description: Defendants' Original Answer  
 Status as of 8/7/2023 9:11 AM CST

Associated Case Party: Manuel Cardenas

Name	BarNumber	Email	TimestampSubmitted	Status
Ryan Browne		ryan@reyeslaw.com	8/7/2023 7:17:35 AM	SENT
Alex Ivanov		alex@reyeslaw.com	8/7/2023 7:17:35 AM	SENT
Nirvana Hoolooman		nirvana@reyeslaw.com	8/7/2023 7:17:35 AM	SENT
Juanita Figueroa		juanita@reyeslaw.com	8/7/2023 7:17:35 AM	SENT
Nathan Boyne-Barragan		Nathan@reyeslaw.com	8/7/2023 7:17:35 AM	SENT
Gracie Cisneros		Gcisneros@reyeslaw.com	8/7/2023 7:17:35 AM	SENT
Augustine Hernandez		augustine@reyeslaw.com	8/7/2023 7:17:35 AM	SENT
Lovely Arzaga		lovely@reyeslaw.com	8/7/2023 7:17:35 AM	SENT

Associated Case Party: Amuel Trucking LLC

Name	BarNumber	Email	TimestampSubmitted	Status
Wendy Bennett		wbennett@feesmith.com	8/7/2023 7:17:35 AM	SENT
Brian G.Cano		bcano@feesmith.com	8/7/2023 7:17:35 AM	SENT
Kyle Moore		kmoore@feesmith.com	8/7/2023 7:17:35 AM	SENT
Katherine Villegas		kvillegas@feesmith.com	8/7/2023 7:17:35 AM	SENT